

ESTTA Tracking number: **ESTTA719176**

Filing date: **01/08/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91224122
Party	Defendant Turner Foods, LLC
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Submission	Motion to Extend
Filer's Name	Matthew H. Swyers, Esq.
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Date	01/08/2016
Attachments	MOTION FOR AN EXTENSION OF TIME TO ANSWER 1816.pdf(90638 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

In the matter of Appl. Serial No. 86/503,214;
For the mark THE PRESERVATION SOCIETY,

Societe des Caves et des Producteurs Reunis de-
Roquefort,

Opposer,

vs.

Turner Foods, LLC,

Applicant.

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Opposition No. 91224122

MOTION FOR AN EXTENSION OF TIME TO ANSWER

COMES NOW Applicant, Turner Foods, LLC (hereinafter “Applicant”), by counsel, hereby files the instant Motion for an Extension of Time to Answer the Notice of Opposition filed in the above-referenced matter until March 8, 2016. In support of the instant motion Applicant states as follows:

Statement of Facts

1. The instant opposition proceeding was instituted by Opposer, Societe des Caves et des Producteurs Reunis de Roquefort (hereinafter “Opposer”), on or about September 30, 2015.

2. The original deadline for Applicant to file an Answer to the Notice of Opposition is on or about November 9, 2015.

3. On or about November 9, 2015 Applicant filed a Motion for an Extension of Time to Answer the Notice of Opposition seeking Order from Board allowing Applicant until January 8, 2016 to file an Answer. Applicant’s Motion for an Extension of Time to Answer the Notice of Opposition filed on November 9, 2015 is still pending before the Board.

4. Applicant’s counsel requires additional time to consider its options, defenses, and otherwise and to contact opposing counsel to determine what, if any, avenue for resolution of the instant matter may be considered.

Motion

The time for filing an answer may be extended on motion granted by the Board for good cause shown. *See* TBMP §§ 310.03(c), 509.01(a). A motion to extend must set forth with particularity the facts said to constitute good cause for the requested extension. *See* TBMP § 509.01(a).

In the instant case, Applicant seeks additional time to file its Answer to permit it to determine its possible defenses, whether they will defend the case on its merits, and to conduct factual research concerning the Opposer's allegations so as to provide a true and accurate Answer to the enumerated contentions contained in the Notice of Opposition filed in this matter.

This request is not being sought to delay the proceedings herein.

Conclusion

WHEREFORE for good cause shown Applicant, Turner Foods, LLC, by counsel, prays that it be granted an extension of time to file their answer in this matter until March 8, 2016.

Respectfully submitted this 8th day of January, 2016.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

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Counsel for Applicant

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 8th day of January, 2016 to be
served, via first class mail, postage prepaid, upon:

Dennis S. Prah
Ladas & Parry LLP
1040 Avenue of the Americas
New York, NY 10018-3738

/Matthew H. Swyers/
Matthew H. Swyers